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Attorneys for Plaintiffs

GRUPO OMOR, S.A. de C.V.,  
COMERCIALIZADORA NAREMO, S.A.  
de C.V. and PADILLA IMPORT SALES AND  
MARKETING, INC.,

Plaintiffs.

v.

R.R. IMPORTACIONES, INC., GUTIERREZ  
DISTRIBUTORS, LLC, CAM CORP and JOHN  
DOES 1-10,

Defendants.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
CIVIL ACTION NO. 2:18-CV-400-KM-CLW

### CONSENT ORDER

IT IS STIPULATED AND AGREED by and among Grupo Omor, S.A. de C.V., Comercializadora Naremo, S.A. de C.V., and Padilla Import Sales and Marketing, Inc. (collectively, "Plaintiffs"), and R.R. Importaciones, Inc. ("Defendant") that in connection with the Order to Show Cause for Preliminary Restraints entered by the Court on January 11, 2018 (the "Order"), Plaintiffs and Defendant consent to the entry of this Consent Order which grants the preliminary injunctive relief requested by Plaintiffs in their application for an Order to Show Cause for Preliminary Restraints;

IT IS on this 13<sup>th</sup> of February, 2018:

1. **ORDERED**, that Defendant, and any and all of its respective parent companies, affiliates, subsidiaries, officers, employees, agents, representatives, members, directors, attorneys, and/or other persons acting on its behalf, are enjoined and restrained from importing, marketing, selling or distributing any Unauthorized LA MORENA Products,<sup>1</sup> including but not limited to the products listed on Exhibit A to this Consent Order, or any other products bearing the Trademarks in the United States or any foreign country; and it is further

2. **ORDERED**, that Defendants, and any and all of its respective parent companies, affiliates, subsidiaries, officers, employees, agents, representatives, members, directors, attorneys, and/or other persons acting on its behalf, are enjoined and restrained from engaging in, offering, or providing goods or services in connection with any word mark that is identical to or confusingly similar with Plaintiffs' Trademarks and any trade dress that is identical to or confusingly similar with Plaintiffs' Trade Dress; and it is further

3. **ORDERED**, that Defendant, and any and all of its respective parent companies, affiliates, subsidiaries, officers, employees, agents, representatives, members, directors, attorneys, and/or other persons acting on its behalf, are enjoined and restrained from engaging in any acts of unfair competition and/or deceptive trade practices utilizing any mark that is identical to or confusingly similar with Plaintiffs' Trademarks and any trade dress that is identical to or confusingly similar with Plaintiffs' Trade Dress; and it is further

4. **ORDERED**, that Defendant shall, within 10 days of this Order, at its expense, retain and make arrangements with a reputable company, which is acceptable to Plaintiffs, that provides certified product disposal services for the destruction, within a commercially reasonable time, of all Unauthorized LA MORENA Products in Defendant's Possession, and any labels.

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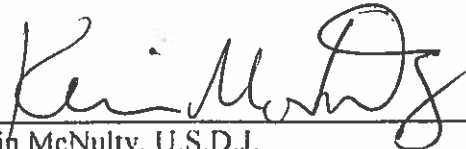
<sup>1</sup> Capitalized terms herein shall have the meaning ascribed to them in Plaintiffs' Verified Complaint.

packages and products bearing any word mark that is identical to or confusingly similar with Plaintiffs' Trademarks; and it is further

5. **ORDERED**, that a representative of Plaintiffs shall be permitted to observe and supervise the destruction of the Unauthorized LA MORENA Products; and it is further

6. **ORDERED**, that Defendant shall, within 10 days of this Order, produce to Plaintiffs lists containing the names and contact information of all individuals and entities (a) to whom Defendant sold any Unauthorized LA MORENA Products to in the United States, and (b) from whom Defendant purchased the Unauthorized LA MOREA Products in Mexico; and it is further

7. **ORDERED**, that the entry of this Consent Order shall be without prejudice to the rights, claims, and defenses of the parties.

  
Kevin McNulty, U.S.D.J.

Consented to the form  
and entry of this Consent Order:

COLE SCHOTZ P.C.  
Attorneys for Plaintiffs

  
By: Edward S. Kiel

MELLINGER SANDERS & KARTZMAN  
Attorneys for R.R. Importaciones, Inc,


  
By: Walter G. Luger

EXHIBIT A

LA MORENA			
#	UPC (TIN CAN)	UPC (TRAY)	SPANISH LABEL (MEXICO)
1	7501062700011	17501062700018	CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 2.8 kg
2	7501062700028	17501062700025	CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 800 g
3	7501062700035	37501062700036	CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 380 g
4	7501062700042	17501062700049	CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 210 g
5	7501062700158	27501062700152	RAJAS VERDES DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 100 g
6	7501062700110	17501062700117	RAJAS VERDES DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 2.8 kg
7	7501062700127	17501062700124	RAJAS VERDES DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 800 g
8	7501062700134	37501062700135	RAJAS VERDES DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 380 g
9	7501062700141	17501062700148	RAJAS VERDES DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 210 g
10	7501062700301	17501062700308	RODAJAS DE CHILES JALAPEÑOS EN ESCABECHE (NACHOS) CONT. NET. 2.8 kg
11	7501062700318	17501062700315	RODAJAS DE CHILES JALAPEÑOS EN ESCABECHE (NACHOS) CONT. NET. 800 g
12	7501062700325	37501062700326	RODAJAS DE CHILES JALAPEÑOS EN ESCABECHE (NACHOS) CONT. NET. 380 g
13	7501062700332	17501062700339	RODAJAS DE CHILES JALAPEÑOS EN ESCABECHE (NACHOS) CONT. NET. 210 g
14	7501062700219	17501062700216	RAJAS ROJAS DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 2.8 kg
15	7501062700226	17501062700223	RAJAS ROJAS DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 210 g
16	7501062700233	27501062700237	RAJAS ROJAS DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 100 g
17	7501062700288	17501062700285	RAJAS ROJAS ADOBADAS CONT. NET. 210 g
18	7501062700417	17501062700414	CHILES SERRANOS EN ESCABECHE CONT. NET. 2.8 kg
19	7501062700424	17501062700421	CHILES SERRANOS EN ESCABECHE CONT. NET. 800 g
20	7501062700448	17501062700445	CHILES SERRANOS EN ESCABECHE CONT. NET. 210 g
21	7501062700462	27501062700466	CHILES SERRANOS EN ESCABECHE CONT. NET. 100 g
22	7501062700615	17501062700612	CHILES CHIPOTLES ADOBADOS CONT. NET. 380 g
23	7501062700622	17501062700629	CHILES CHIPOTLES ADOBADOS CONT. NET. 210 g
24	7501062700639	27501062700633	CHILES CHIPOTLES ADOBADOS CONT. NET. 100 g
25	7501062700622	27501062700626	CHILES CHIPOTLES ADOBADOS CONT. NET. 210 g
26	7501062701513	17501062701510	SALSA ROJA ESTILO CASERO CONT. NET. 210 g
27	7501062700684	27501062700688	CHILES CHIPOTLES ADOBADOS CONT. NET. 265 g
28	7501062701704	17501062701701	SALSA PICANTE DE CHILES CHIPOTLES CONT. NET. 2.8 kg
29	7501062701711	17501062701718	SALSA PICANTE DE CHILES CHIPOTLES CONT. NET. 210 g
30	7501062701032	17501062701039	FRIJOLES BAYOS REFRITOS CONT. NET. 440 g
31	7501062701049	17501062701046	FRIJOLES BAYOS REFRITOS CON ADOBO Y CHILE CHIPOTLE CONT. NET. 440 g
32	7501062701056	17501062701053	FRIJOLES NEGROS REFRITOS CONT. NET. 440 g
33	7501062700059	17501062700056	CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 290 g
34	7501062700103	17501062700100	RAJAS VERDES DE CHILES JALAPEÑOS EN ESCABECHE CONT. NET. 290 g
35	7501062700387	17501062700384	RODAJAS DE CHILES JALAPEÑOS EN ESCABECHE (NACHOS) CONT. NET. 290 g
36	7501062700646	17501062700643	CHILES CHIPOTLES ADOBADOS CONT. NET. 290 g
37	7501062701353	17501062701350	SALSA ROJA CONT. NET. 230 g
38	7501062701612	17501062701619	SALSA VERDE CONT. NET. 230 g
39	7501062701551	17501062701558	SALSA ROJA ESTILO CASERO CONT. NET. 230 g
40	7501062701742	17501062701749	SALSA PICANTE DE CHILES CHIPOTLES CONT. NET. 230 g